

<b>AMENDMENT TRANSMITTAL LETTER</b>		ATTORNEY'S DOCKET NO.: VY012397	
SERIAL NO.: 10/019,402	FILING DATE: 12/28/01	EXAMINER:	GROUP ART UN

INVENTOR(S): Hitoshi MATSUMOTO et al.

TITLE: COMPOSITIONS FOR FOODS, PROCESS FOR PRODUCING THE SAME, AND FUNCTIONAL FOODS AND DRINKS CONTAINING THE SAME

THE COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

Transmitted herewith is an amendment in the above-identified application.

- ☐ Applicant maintains the previous claim to small entity status of this application. See 37 C.F.R § 1.27
- ☐ Applicant hereby claims small entity status under 37 C.F.R. § 1.27.
- ☐ No additional fee is required.
- ☒ Filing Fee, calculated as shown below:

	(1)		(2)		(3)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR		EXTRA PRESENT
TOTAL	* 23	MINUS	** 21	*	2
INDEP.	* 3	MINUS	*** 3	*	0

☐ FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM

SMALL ENTITY	
RATE	ADDI- TIONAL FEE
X 9 =	\$
X 42 =	\$
+ 140 =	\$
TOTAL ADDITIONAL FEE	\$

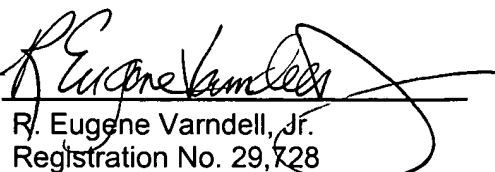
OTHER THAN SMALL ENTITY	
RATE	ADDI- TIONAL FEE
X 18 =	\$ 36
X 84 =	\$
+ 280 =	\$
	\$ 36

\* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
 \*\* If the Highest No. Previously Paid For IN THIS SPACE is less than 20, enter "20".  
 \*\*\* If the Highest No. Previously Paid For IN THIS SPACE is less than 3, enter "3".

- ☒ A check in the amount of \$ 36.00 to cover the additional filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge and credit our Deposit Account No. 22-0256 as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of \$ \_\_\_\_\_ to cover the additional filing fee.
- ☒ Charge deficiencies in the enclosed fees or any additional filing fees required under 37 C.F.R § 1.16.
- ☐ Charge any patent application processing fees under 37 C.F.R § 1.17.
- ☐ Charge the issue fee set in 37 C.F.R § 1.18 at the mailing of the Notice of Allowance pursuant to 37 C.F.R § 1.311(b).
- ☒ Credit any overpayment.

12/4/2002  
Date

Respectfully submitted,  
VARNDELL & VARNDELL, PLLC

  
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of:

Hitoshi MATSUMOTO *et al.*

Serial No.: 10/019,402

Based on International Application No.: PCT/JP00/04337

Filed: December 28, 2001

For: COMPOSITIONS FOR FOODS, PROCESS  
FOR PRODUCING THE SAME, AND  
FUNCTIONAL FOODS AND DRINKS  
CONTAINING THE SAME

RECEIVED  
MAR 27 2003  
TECH CENTER 1600/2900

**THIRD PRELIMINARY AMENDMENT**

Honorable Commissioner  
of Patents and Trademarks  
Washington, D.C. 20231

December 4, 2002

Dear Sir:

Prior to an examination under merits, please amend the above-identified application as set forth below. The amendments set forth below are supplemental to those set forth in the second preliminary amendment filed on September 17, 2002.

**IN THE CLAIMS:**

Please amend claims 23 and 24 by rewriting these claims as follows: